



Atty. Dkt. No. 355908-2550

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel Sauder, et al.  
Title: TREATMENT OF IL-10  
DEFICIENCIES  
Appl. No.: 10/030,418  
Filing Date: 5/10/2002  
Examiner: M. A. Belyavsjyi  
Art Unit: 1644

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.  _____ Esther Lily C. Esguerra (Printed Name)  _____ (Signature)  _____ November 18, 2004 (Date of Deposit)
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**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra laims Present		Rate		Additional Claims Fee	
Total Claims:	66	-	50	=	16	x	\$18.00	=	\$288.00	
Independent Claims:	12	-	12	=	0	x	\$88.00	=	\$0.00	
First presentation of any Multiple Dependent Claims: +									\$300.00 =	\$300.00
CLAIMS FEE TOTAL									=	\$588.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:										\$588.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):									\$294.00
TOTAL FEE:										\$294.00

[ X ] A check in the amount of \$294.00 is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: November 18, 2004

By 

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1103  
Facsimile: (650) 856-3710

Stephen Todd  
Attorney for Applicant  
Registration No. 47,139



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**PRELIMINARY AMENDMENT UNDER 37 CFR 1.115**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to examination of the present Application, Applicants respectfully request that the application be amended as follows:

**Amendments to the Specification** begin on page 2 of this document.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this document.

**Remarks/Arguments** begin on page 12 of this document.

Please amend the application as follows:

11/22/2004 YPOLITE1 00000020 10030418

01 FC:2202	144.00 OP
02 FC:2203	150.00 OP